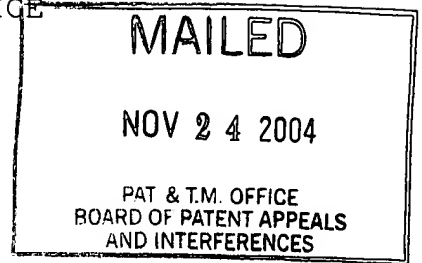UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SON KY QUAN, SAMUEL L. COFFMAN, BRUCE REID,
KEITH E. NELSON, and DEBORAH A. HAGEN

Application No. 09/928,737

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of
Patent Appeals and Interferences on October 27, 2004.  A review
of the application has revealed that the application is not ready
for docketing as an appeal.  Accordingly, the application is
herewith being returned to the examiner.  The matters requiring
attention prior to docketing are identified below.

On July 9, 2002, appellants filed an amendment.  A review of
the file reveals that page 4 is missing from the applicants'
remarks.  The examiner must submit this missing page to the
amendment before further review of this application.  Appropriate
correction is required.

1

Application No. 09/928,737

In addition, appellants filed an Information Disclosure Statement on April 19, 2004. It is not clear from the record whether the examiner considered the statements submitted or whether the examiner notified appellants of why the submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Accordingly, it is

ORDERED that this application be returned to the examiner for 1) entry of page 4 of the applicants' remarks to the amendment filed July 9, 2002; 2) consideration of the Information Disclosure Statement; 3) appropriate written notification by the examiner to appellants of such consideration; and 3) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: _____
Dale M. Shaw
Program and Resource Administrator
(571)272-9797

Application No. 09/928,737

cc:   Freescale Semiconductor, Inc.
      Law Department
      7700 West Parmer Lane MD:TX32/PL02
      Austin, TX 78729

DMS/tdl
RA05-0085